

Dec. 30, 1969, 83 Stat. 742, as amended, which was redesignated the Federal Mine Safety and Health Act of 1977 by Pub. L. 95-164, title I, §101, Nov. 9, 1977, 91 Stat. 1290, and is classified principally to this chapter (§801 et seq.). For complete classification of this Act to the Code, see Short Title note set out under section 801 of this title and Tables.

The Federal Metal and Nonmetallic Mine Safety Act, referred to in subsecs. (a) and (b), is Pub. L. 89-577, Sept. 16, 1966, 80 Stat. 772, which was classified generally to chapter 21 (§721 et seq.) of this title and was repealed by Pub. L. 95-164, title III, §306(a), Nov. 9, 1977, 91 Stat. 1322.

This Act, referred to in subsecs. (a), (c)(1), and (e), means Pub. L. 95-164, Nov. 9, 1977, 91 Stat. 1290, known as the Federal Mine Safety and Health Amendments Act of 1977, which enacted sections 822 to 825 and 961 of this title and section 557a of Title 29, Labor, amended sections 801 to 804, 811 to 821, 842, 861, 878, 951 to 955, 958, and 959 of this title and sections 5314 and 5315 of Title 5, Government Organization and Employees, repealed sections 721 to 740 of this title and section 1456a of Title 43, Public Lands, and enacted provisions set out as notes under sections 801 and 954 of this title and section 11 of former Title 31, Money and Finance. For complete classification of this Act to the Code, see Short Title of 1977 Amendment note set out under section 801 of this title and Tables.

The date of enactment of this Act, referred to in subsec. (a), is the date of enactment of Pub. L. 95-164, which was approved Nov. 9, 1977.

The Health and Safety Academy, referred to in subsec. (a), probably means the National Mine Health and Safety Academy. See section 952(c) of this title.

The Federal Mine Safety and Health Act of 1977, referred to in subsec. (b)(1), is Pub. L. 91-173, Dec. 30, 1969, 83 Stat. 742, as amended by Pub. L. 95-164, title I, §101, Nov. 9, 1977, 91 Stat. 1290, which is classified principally to this chapter (§801 et seq.). For complete classification of this Act to the Code, see Short Title note set out under section 801 of this title and Tables.

For the time this section takes effect, referred to in subsec. (c)(2) and (4), see Effective Date of 1977 Amendment note set out under section 801 of this title.

CODIFICATION

Section was enacted as part of Pub. L. 95-164, known as the Federal Mine Safety and Health Amendments Act of 1977, and not as part of Pub. L. 91-173, Dec. 30, 1969, 83 Stat. 742, known as the Federal Mine Safety and Health Act of 1977 which comprises this chapter.

AMENDMENTS

1979—Subsec. (a). Pub. L. 96-38 inserted provision transferring the Health and Safety Academy to the Secretary of Labor.

EFFECTIVE DATE

For the effective date of this section, see section 307 of Pub. L. 95-164, set out as an Effective Date of 1977 Amendment note under section 801 of this title.

§ 962. Acceptance of contributions and prosecution of projects; cooperative programs to promote health and safety education and training; use of funds for costs of mine rescue and survival operations

The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private; the Mine Safety and Health Administration is authorized to promote health and safety education and training in the mining community through cooperative programs with States, industry, and safety associations; and any funds available to the department

may be used, with the approval of the Secretary, to provide for the costs of mine rescue and survival operations in the event of a major disaster. (Pub. L. 107-116, title I, Jan. 10, 2002, 115 Stat. 2183.)

CODIFICATION

Section was enacted as part of the appropriation act cited as the credit to this section, and not as part of the Federal Mine Safety and Health Act of 1977 which comprises this chapter.

SIMILAR PROVISIONS

Similar provisions were contained in the following prior appropriation acts:

Pub. L. 106-554, §1(a)(1) [title I], Dec. 21, 2000, 114 Stat. 2763, 2763A-9.

Pub. L. 106-113, div. B, §1000(a)(4) [title I], Nov. 29, 1999, 113 Stat. 1535, 1501A-223.

Pub. L. 105-277, div. A, §101(f) [title I], Oct. 21, 1998, 112 Stat. 2681-337, 2681-344.

Pub. L. 105-78, title I, Nov. 13, 1997, 111 Stat. 1475.

Pub. L. 104-208, div. A, title I, §101(e) [title I], Sept. 30, 1996, 110 Stat. 3009-233, 3009-240.

Pub. L. 104-134, title I, §101(d) [title I], Apr. 26, 1996, 110 Stat. 1321-211, 1321-218; renumbered title I, Pub. L. 104-140, §1(a), May 2, 1996, 110 Stat. 1327.

Pub. L. 103-333, title I, Sept. 30, 1994, 108 Stat. 2545.

Pub. L. 103-112, title I, Oct. 21, 1993, 107 Stat. 1088.

Pub. L. 102-394, title I, Oct. 6, 1992, 106 Stat. 1797.

Pub. L. 102-170, title I, Nov. 26, 1991, 105 Stat. 1112.

Pub. L. 101-517, title I, Nov. 5, 1990, 104 Stat. 2195.

Pub. L. 101-166, title I, Nov. 21, 1989, 103 Stat. 1164.

Pub. L. 100-436, title I, Sept. 20, 1988, 102 Stat. 1686.

Pub. L. 100-202, §101(h) [title I], Dec. 22, 1987, 101 Stat. 1329-256, 1329-262.

Pub. L. 99-500, §101(i) [H.R. 5233, title I], Oct. 18, 1986, 100 Stat. 1783-287, and Pub. L. 99-591, §101(i) [H.R. 5233, title I], Oct. 30, 1986, 100 Stat. 3341-287.

Pub. L. 99-178, title I, Dec. 12, 1985, 99 Stat. 1107.

Pub. L. 98-619, title I, Nov. 8, 1984, 98 Stat. 3310.

Pub. L. 98-139, title I, Oct. 31, 1983, 97 Stat. 876.

Pub. L. 97-377, title I, §101(e)(1) [title I], Dec. 21, 1982, 96 Stat. 1878, 1883.

Pub. L. 97-92, §101(a) [H.R. 4560, title I], Dec. 15, 1981, 95 Stat. 1183.

Pub. L. 96-536, §101(a) [incorporating H.R. 4389, title I, for FY 1980], Dec. 16, 1980, 94 Stat. 3166.

Pub. L. 96-123, §101(g) [H.R. 4389, title I], Nov. 20, 1979, 93 Stat. 925.

Pub. L. 95-480, title I, Oct. 18, 1978, 92 Stat. 1570.

Pub. L. 95-355, title I, Sept. 8, 1978, 92 Stat. 529.

CHAPTER 23—GEOTHERMAL STEAM AND ASSOCIATED GEOTHERMAL RESOURCES

Sec.

1001.

Definitions.

1002.

Lands subject to geothermal leasing.

1002a.

Repealed.

1003.

Bids; competitive bidding; first application of qualified person without competitive bidding.

(a) Conversion to geothermal lease.

(b) Consideration of first person in conflicting land interests.

(c) Conversion to application for geothermal lease.

(d) Acreage limitation.

(e) Regulations; substantial expenditures for exploration, development, or production of geothermal steam requisite for conversion.

(f) Competitive geothermal lease; time for payment of highest bid and first year rental.

1004.

Rents and royalties.

(a) Royalty provision for percentage of amount or value of steam or other form of heat or energy.

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| <p>Sec.</p> <p>(b) Royalty provision for percentage of value of byproduct; rate for certain mineral byproducts.</p> <p>(c) Annual rental; advance payment; amount; termination of lease for nonpayment; deficiency payments: notice and payment of deficiency; reinstatement of lease: reasons and conditions.</p> <p>(d) Royalties in lieu of rentals for producing leases; amount; initial payment; value of unsold geothermal steam and byproducts; consideration of exploration and production costs and use value.</p> <p>1005. Duration of leases.</p> <p>(a) Primary and continuation terms.</p> <p>(b) Renewal.</p> <p>(c) Cooperative or unit plan for drilling operations; extension of term; renewal.</p> <p>(d) "Produced or utilized in commercial quantities" defined.</p> <p>(e) Extension of term for byproduct production; conversion of geothermal lease to mineral lease: application, time for completion of location of mineral claims, and Federal agency terms and conditions when conversion affects lands withdrawn or acquired for Federal agency.</p> <p>(f) Principles for location of minerals under mining laws when minerals are not associated with geothermal resources.</p> <p>(g) Five-year extensions; conditions.</p> <p>(h) Bona fide effort.</p> <p>(i) Payments in lieu of commercial quantities production.</p> <p>(j) Significant expenditure.</p> <p>1006. Acreage of geothermal lease; irregular subdivisions; State limitation; increase.</p> <p>1007. Readjustment of lease terms and conditions.</p> <p>(a) Initial readjustment; periodic intervals; notice; objections, relinquishment, and termination.</p> <p>(b) Rentals and royalties; initial readjustment; periodic intervals; limitation on increases and on royalties; notice; objections, relinquishment, and termination.</p> <p>(c) Surface use, protection, or restoration of lands withdrawn or acquired for Federal agency; notice; approval of agency.</p> <p>1008. Byproducts: production or use; water for beneficial uses under State water laws; substantial beneficial production or use; modification or waiver; preexisting rights of lease, claim, or permit holders.</p> <p>1009. Relinquishment of geothermal rights; effective date; release of lessee or his surety or bond; exceptions.</p> <p>1010. Suspension of operations and production; extension of lease term for period of suspension; waiver, suspension or reduction of rental or royalty.</p> <p>1011. Termination of leases; grounds; notice; correction of violations; hearing; correction period after administrative decision.</p> <p>1012. Waiver, suspension, or reduction of rental or royalty.</p> <p>1013. Surface land use for production, utilization, and conservation of geothermal resources.</p> <p>1014. Lands subject to geothermal leasing.</p> <p>(a) Terms and conditions for lands withdrawn or acquired for Department of the Interior.</p> | <p>Sec.</p> <p>(b) Consent and terms and conditions for lands withdrawn or acquired for Department of Agriculture or for lands for power and related purposes.</p> <p>(c) Exemption of certain Federal lands.</p> <p>1015. Citizenship requirement for lessees.</p> <p>1016. Administration; multiple use of lands and resources; coexistence of other leases; reciprocal and reasonable operational interference between geothermal and other leases.</p> <p>1017. Cooperative or unit plan of development or operation of geothermal pool, field, or like area; public interest; determination and certification; regulations; protection of parties in interest; authority respecting rate of prospecting, development, and production; five year review; leases excepted from control for purposes of State acreage limitation.</p> <p>1018. Data from Federal agencies concerning conversion charges; confidential information.</p> <p>1019. Disposal of moneys from sales, bonuses, royalties and rentals.</p> <p>1020. Publication in Federal Register of known geothermal resource area lands; necessity of geothermal leases for development or production of geothermal resources in lands which the United States transferred with reservation of mineral rights.</p> <p>1021. Federal exemption from State water laws.</p> <p>1022. Waste, prevention; exclusiveness of provisions for acquisition of geothermal rights.</p> <p>1023. Rules and regulations; scope of provisions.</p> <p>1024. Disposal of land laws; reservation of geothermal resources and restriction on disposal of lands with geothermal resources; conveyances prior to December 24, 1970, unaffected.</p> <p>1025. Federal reservation of certain mineral rights; extraction of minerals without substantial interference with geothermal production.</p> <p>1026. Significant thermal features.</p> <p>(a) Units of National Park System.</p> <p>(b) Monitoring program.</p> <p>(c) Lease application; adverse effect.</p> <p>(d) Lease stipulations.</p> <p>(e) Lands administered by Department of Agriculture.</p> <p>(f) Prohibition.</p> <p>1027. Lands subject to prohibition on leasing.</p> <p>1028. Hot dry rock geothermal energy.</p> <p>(a) USGS program.</p> <p>(b) Authorization of appropriations.</p> |
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- CHAPTER REFERRED TO IN OTHER SECTIONS
- This chapter is referred to in sections 191, 226-3, 530 of this title; title 16 sections 410mm-1, 460yy-1, 539g, 539k, 543c; title 43 section 299.
- § 1001. Definitions**
- As used in this chapter, the term—
- (a) "Secretary" means the Secretary of the Interior;
- (b) "geothermal lease" means a lease issued under authority of this chapter;
- (c) "geothermal steam and associated geothermal resources" means (i) all products of geothermal processes, embracing indigenous steam, hot water and hot brines; (ii) steam and other gases, hot water and hot brines resulting from water, gas, or other fluids artificially introduced into geothermal formations; (iii) heat or other associated energy found in geothermal formations; and (iv) any byproduct derived from them;